

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
WACO DIVISION

UNITED STATES OF AMERICA	§	
	§	
vs.	§	NO: WA:23-CR-00158(1)-ADA
	§	
(1) DANIEL EDGAR PEREZ-CORTES	§	

ORDER ACCEPTING REPORT AND RECOMMENDATION
OF THE UNITED STATES MAGISTRATE JUDGE

Before the court is the above styled and numbered cause. On June 10, 2025 the United States Probation Office filed a Petition For Warrant or Summons For Offender Under Supervision for Defendant (1) DANIEL EDGAR PEREZ-CORTES, which alleged that Perez-Cortes violated a condition of his supervised release and recommended that Perez-Cortes 's supervised release be revoked (Clerk's Document No. 42). A warrant issued and Perez-Cortes was arrested. On June 11, 2025, Perez-Cortes appeared before a United States Magistrate Judge, was ordered detained, and a revocation of supervised release hearing was set.

Perez-Cortes appeared before the magistrate judge on June 24, 2025, waived his right to a preliminary hearing and to be present before the United States District Judge at the time of modification of sentence, and consented to allocution before the magistrate judge. Following the hearing, the magistrate judge signed his report and recommendation on June 24, 2025, which provides that having carefully considered all of the arguments and evidence presented by the Government and Defendant, based on the

original offense and the intervening conduct of Perez-Cortes, the magistrate judge recommends that this court revoke Perez-Cortes supervised release and that Perez-Cortes be sentenced to imprisonment for **TEN (10) months**, with no term supervised release to follow the term of imprisonment, and that he be given credit for the time he has been in federal custody. It is **FURTHER RECOMMENDED** that upon completion of his term of imprisonment and if the Defendant is to be deported, that he be deported to his home region in Mexico (Clerk's Document No. 55).

A party may serve and file specific, written objections to the proposed findings and recommendations of a magistrate judge within fourteen days after being served with a copy of the report and recommendation, and thereby secure a *de novo* review by the district court. *See* 28 U.S.C. § 636(b); Fed. R. Civ. P. 72(b). A party's failure to timely file written objections to the proposed findings, conclusions, and recommendation in a report and recommendation bars that party, except upon grounds of plain error, from attacking on appeal the unobjected-to proposed factual findings and legal conclusions accepted by the district court. *Douglass v. United Services Auto Ass'n*, 79 F.3d 1415 (5th Cir. 1996) (*en bane*). The parties in this cause were properly notified of the consequences of a failure to file objections.

On June 24, 2025, following the hearing on the motion to revoke supervised release, all parties signed a Waiver Of Fourteen Day Rule For Filing Objections To Report and Recommendation Of United States Magistrate Judge (Clerk's Document No.

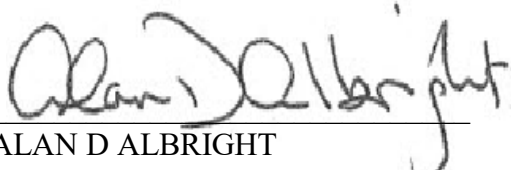
54). The court, having reviewed the entire record and finding no plain error, accepts and adopts the report and recommendation filed in this cause.

IT IS THEREFORE ORDERED that the Report and Recommendation of the United States Magistrate Judge filed in this cause (Clerk's Document No. 55) is hereby **ACCEPTED AND ADOPTED** by this court.

IT IS FURTHER ORDERED that Defendant (1) DANIEL EDGAR PEREZ-CORTES' term of supervised release is hereby **REVOKED**.

IT IS FURTHER ORDERED that Defendant (1) DANIEL EDGAR PEREZ-CORTES be imprisoned for TEN (10) months with no term of supervised release and that he be given credit for the time he has been in federal custody. It is **FURTHER ORDERED** that upon completion of his term of imprisonment and if the Defendant is to be deported, that he be deported to his home region in Mexico.

Signed this 1st day of July, 2025.


ALAN D ALBRIGHT
UNITED STATES DISTRICT JUDGE